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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 ALEX ZANKICH and WILLIAM RUCKER,
9 *et al.*,

10 Plaintiffs,

11 v.

12 WELLS FARGO BANK, N.A.,

Defendant.

Case No. C08-1476 RSM

ORDER SETTING TRIAL
DATE & RELATED DATES

13 **TRIAL DATE**

February 22, 2010

14 Deadline for joining additional parties

April 1, 2009

15 Motion for class certification due
16 and noted on the Court's calendar for the fifth Friday
thereafter

April 15, 2009

17 Reports from expert witnesses under FRCP 26(a)(2) due

July 31, 2009

18 All motions related to discovery must be noted on the motion
calendar no later than the Friday before discovery closes
19 pursuant to CR7(d)(3) or CR37(a)(2)(B)

20 Discovery completed by

September 30, 2009

21 All dispositive motions must be filed by
22 and noted on the motion calendar no later than the
fourth Friday thereafter (see CR 7(d))

October 28, 2009

23 Mediation per CR 39.1(c)(3) held no later than

July 15, 2009

24 All motions in limine must be filed by
25 and noted on the motion calendar seven judicial days
thereafter pursuant to CR7(d)(2)

January 25, 2010

26 Agreed pretrial order due

February 10, 2010

Pretrial conference to be scheduled by the Court

1 Trial briefs, proposed voir dire questions, proposed
2 jury instructions, and trial exhibits due

February 17, 2010

3 Length of Trial: 4-10 days

Jury XXX Non Jury

4 These dates are set at the direction of the Court after reviewing the joint status report and
5 discovery plan submitted by the parties. All other dates are specified in the Local Civil Rules.
6 If any of the dates identified in this Order or the Local Civil Rules fall on a weekend or federal
7 holiday, the act or event shall be performed on the next business day. These are firm dates that
8 can be changed only by order of the Court, not by agreement of counsel or the parties. The
9 Court will alter these dates only upon good cause shown: failure to complete discovery within
10 the time allowed is not recognized as good cause.

11 If the trial date assigned to this matter creates an irreconcilable conflict, counsel must
12 notify Lowell Williams or Laurie Cuaresma, in-court deputy clerks, at 206-370-8521, within 10
13 days of the date of this Order and must set forth the exact nature of the conflict. A failure to do
14 so will be deemed a waiver. Counsel must be prepared to begin trial on the date scheduled, but
15 it should be understood that the trial may have to await the completion of other cases.

16 ELECTRONIC FILING

17 Counsel is required to electronically file all documents with the Court. Documents filed
18 electronically are instantly filed and the court has instant access to review and consider
19 pleadings. For any document exceeding fifty (50) pages in length, a courtesy copy shall be
20 delivered to the Clerk's Office, marked "Chambers Copy."

21 COOPERATION

22 As required by CR 37(a), all discovery matters are to be resolved by agreement if
23 possible. Counsel are further directed to cooperate in preparing the final pretrial order in the
24 format required by CR 16.1, except as ordered below.
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1 EXHIBITS

2 The original and one copy of the trial exhibits are to be delivered to chambers five days
3 before the trial date. Each exhibit shall be clearly marked. Exhibit tags are available in the
4 Clerk's Office. The Court hereby alters the CR 16.1 procedure for numbering exhibits:
5 plaintiff's exhibits shall be numbered consecutively beginning with 1; defendant's exhibits shall
6 be numbered consecutively beginning with 500. Duplicate documents shall not be listed twice:
7 once a party has identified an exhibit in the pretrial order, any party may use it. Each set of
8 exhibits shall be submitted in a three-ring binder with appropriately numbered tabs.

9 SETTLEMENT

10 Should this case settle, counsel shall notify the Deputy Clerk as soon as possible.
11 Pursuant to GR 3(b), an attorney who fails to give the Deputy Clerk prompt notice of settlement
12 may be subject to such discipline as the Court deems appropriate.

13 DATED this 27th day of March, 2009.

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16 RICARDO S. MARTINEZ
17 UNITED STATES DISTRICT JUDGE
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